

MEMO ENDORSED

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

----- X
NEIL MINTZ,

Plaintiff,

- against-

EMCOR GROUP, INC. and GOTHAM
AIR CONDITIONING SERVICE, INC

Defendant.
----- X

CIVIL ACTION NO. 05 C.v. 5261

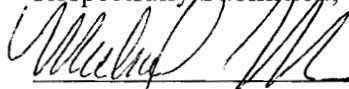
**STIPULATION OF DISMISSAL WITH
PREJUDICE**

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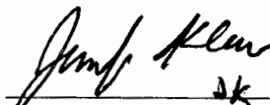
Plaintiff Neil Mintz and Defendants EMCOR Group, Inc. and Gotham Air Conditioning Service, Inc., by their respective attorneys, hereby stipulate that the above-captioned case be dismissed with prejudice, each party to bear its own costs and attorneys fees.

Dated: June 6, 2005

Respectfully Submitted,


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DOC #:
DATE FILED: 6/20/05

SO ORDERED:



RICHARD M. BERMAN U.S.D.J.

6/20/05